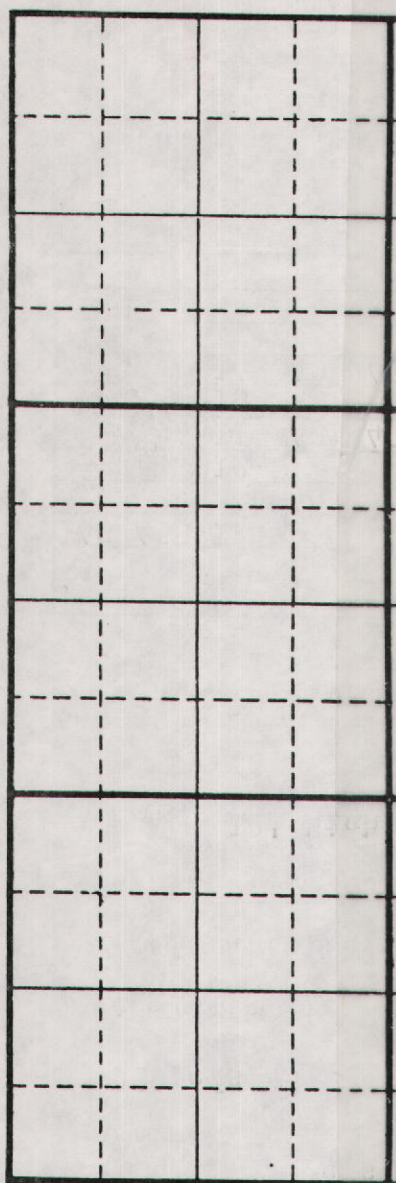


(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the section, township and range

State of Idaho

County of Donner

) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 15th day of February, 19 83.

James E. Roney
(Claimant)

William Wray
Notary Public

Residing at Idaho Falls, Id.

My commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Received by <u>SM</u>	Date <u>2-15-83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>Kew</u>	Date <u>2-16-83</u>		claimant by:	
\$30.00 fee received by <u>SM</u>	Date <u>2-15-83</u>	<u>#25406</u>		
Published in <u>News Examiner</u>				
Dates <u>3/10 - 3/17/83</u>				

MAR 24 1983

N^o 2238

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Bear Lake

ss.

Marie B. Nye

being duly sworn,

deposes and says:

That he is the *D. W. Nye* of THE NEWS-EXAMINER, a weekly newspaper published at Montpelier, in the County of Bear Lake and State of Idaho; and said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Montpelier; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for *2*..... consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

March 10....., 19*83*....., and ending with the issue of *March 17*....., 19*83*.....

Marie B. Nye

Fees, *19.38*.....

Subscribed and sworn to before me this *22*..... day of *March*....., 19*83*.....

H. A. J. Jansen
Notary Public, Residing at Montpelier, Idaho
My Commission Expires *November*....., 19*85*.....

Legal No. 2238

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

11-4224

SHEEP CREEK IRRIGATION CO.
ALTON, ID 83254

Source: SHEEP CREEK trib. to BEAR RIVER

Priority Date: 05/21/1948

Diversion Pt: SESW Sec 36 T 13S R 45E

Use: IRRIGATION STORAGE (170.0 AF)
IRRIGATION FROM STORAGE (960.0 AF)

STOCKWATER (3.00 CFS)

In: NENW NWNW SWNW NWSW SWSW

Sec 01 T 14S R 45E NENE SENE NESE SESE

Sec 02 T 14S R 45E NWNW SWNW NWSW

SWSW Sec 12 T 14S R 45E NENE SENE

NESE SESE Sec 11 T 14S R 45E NWNW

SWSW Sec 13 T 14S R 45E NENE NWNW

SWNE SENE NESE NWSE Sec 14 T 14S R

45E FOR 960 ACRES

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402.

KEN DUNN, Dir.

3-10, 3-17-83

31 LINES

RECEIVED

APR 1 1983

Department of Water Resources
Eastern District Office

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Sheep Creek Irrigation Co. c/o Jim Craney
(Name of Claimant)
Alton, Idaho 83254 Telephone No. _____
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) May 21, 1948

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Sheep Creek tributary to Bear River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>170 af</u>	Use	<u>Storage for Irri.</u>	Period of Use From	<u>1-1</u> To <u>12-31</u>
Quantity	<u>960 af</u>	Use	<u>Irri. from storage</u>	Period of Use From	<u>4-1</u> To <u>11-1</u>
Quantity	<u>3.0 cfs</u>	Use	<u>Stockwater</u>	Period of Use From	<u>11-1</u> To <u>4-1</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
(4) <u>960 cfs</u>		TOTAL QUANTITY USED.			

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ SW ¼, Sec. 36 Twp. 13S Rge. 45E B.M., County of Bear Lake
Additional points of diversion: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. 12' high earth dam, ditches to flood irrigation.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
14S	45E	1					20	40	40			40	40						180
		2	40			40									40			40	160
		12						40	40			40	40						160
		11	40			40									40			40	160
		13						40					20						60
		14	40	40	40	40								20	40				240

No. of acres 960

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

NOTE: Include here the type and number of stock watered: _____

(7) If you are claiming water as a member of an organization, list name of organization: _____

FOR DEPARTMENT USE ONLY

Received by SM Date 2-15-83 Prelim. check by Kew Date 2-16-83 \$30.00 fee received by SM Date 2-15-83 #25406

Published in News Examiner Date 3/10 & 3/17/83

Forwarded to _____ Date _____

Claimant by: _____

My commission expires 6-15-85

Notary Public John M. McCall Residing at _____

Sworn to before me this 15th day of February, 1983.

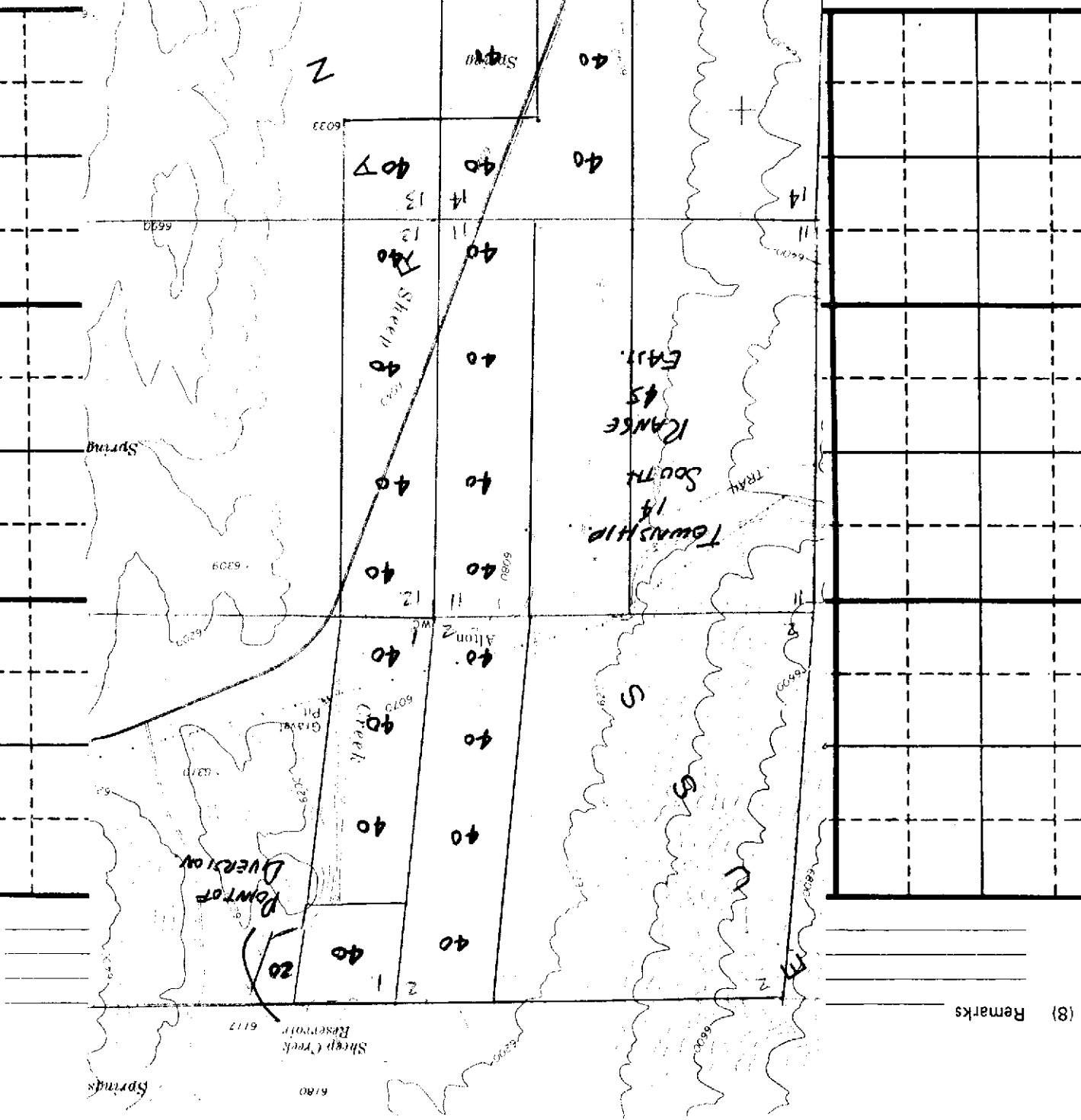
(Claimant) James E. Conroy

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

State of Idaho County of Benewah

Map should show the section, township and range.

Scale: 2 inches equal 1 mile.



(8) Remarks _____

MAR 24 1983

Nº 2238

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Bear Lake

ss.

Marie B. Nye

being duly sworn,

deposes and says:

That he is the Randall of THE NEWS-EXAMINER, a weekly newspaper published at Montpelier, in the County of Bear Lake and State of Idaho; and said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Montpelier; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for 2 consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

March 10, 1983, and ending
with the issue of March 17, 1983

Marie B. Nye
Fees, 19.38

Subscribed and sworn to before me this 22 day
of March, 1983

L. A. Jones

Notary Public, Residing at Montpelier, Idaho

My Commission Expires 1.1.1985

RECEIVED

APR 1 1983

Department of Water Resources
Eastern District Office

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

June 6, 1984

Jim Craney
Rt. #1
Montpelier, ID 83254

RE: Permit No. 11-0173

Dear Mr. Craney:

In response to your telephone call on May 25, 1984, this office conducted a review of the measuring device requirement shown as a condition of approval for Transfer No. 2785 on the above-referenced water right. As shown in the enclosed order, a determination was made that a measuring device is not required at this time. Please be advised, however, that your water diversion is located within a water district, and at some time in the future there is a chance that a measuring device could be required.

During our conversation, you asked that I investigate which water rights are appurtenant to lands within the E $\frac{1}{2}$ E $\frac{1}{2}$ Sec. 2, Twp. 14S, Rge. 45E, B.M. A water right investigation conducted by Mrs. Roberta Garrett of this office shows that three water rights are appurtenant to this land. License No. 11-2154, in the name of Sheep Creek Irrigation Co., Inc., which was issued on August 31, 1982, provides water from Sheep Creek for 752 acres. The lands described above are included in this acreage, and the water right provides 120 acre feet of storage water for irrigation of all 750 acres. Our file shows that when the license was issued it was mailed to you, so we have not enclosed a copy.

The second right on these lands is Claim No. 11-4224. This claim, also in the name of Sheep Creek Irrigation Co., shows a date of priority of May 21, 1948, for irrigation from Sheep Creek. The claim specifies 170 acre feet storage for irrigation, 960 acre feet irrigation from storage, and 3.0 cfs for stockwater. The place of use for this water right is shown to be 960 acres including the lands listed above. Again, it appears

Jim Craney
June 7, 1984
Page 2

that a copy of this claim was sent to you as the representative from the irrigation company.

The third water right that we found is Decreed Right No. 11-0175. This water right, shown on the enclosed copy of the judgement and decree in the case of Frank A. Clark v. Albert Kunz, et al, is appurtenant to precisely the lands that you are interested in. The water right, which was originally decreed to Arnold Zumbrunn amounts to 50 miners inches, or 1.0 cubic feet per second, with date of priority April 29, 1887.

I hope this information serves to clarify our earlier telephone conversation. If you have further comments please feel free to contact me.

Sincerely,

A handwritten signature in dark ink, reading "David R. Tuthill, Jr." with a stylized flourish at the end.

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:sc

Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

MARCH 28, 1983

SHEEP CREEK IRRIGATION CO.
ALTON ID 83254

RE: Claim No. 11-4224

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

RONALD D. CARLSON
Eastern Region Supervisor

Enclosure

RECEIVED
APR 14 1983

Department of Water Resources

March 30, 1983

RE: Application for Transfer No. 11-0173 CRANEY
Claim to a Water Right No. 11-4224 SHEEP CREEK IRRIGATION

News Examiner
P.O. Box 288
Montpelier, ID 83254

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s). The legal notice was to have been published in your paper on March 10 and 17, 1983.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

March 7, 1983

RE: Claim to a Water Right No. 11-4224 SHEEP CREEK IRRIGATION

Russell Stoker, Watermaster
Water District No. 11
279 East 3rd North
Soda Springs, ID 83276

Dear Mr. Stoker:

Enclosed, for your information only, is a copy of the above referenced claim to a water right filed within your district. If you have any questions concerning this matter, please feel free to contact this office.

Very truly yours,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

Enclosure

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY:

K C Wilson

Right Number

11 4224

Applicant

Sheep Creek Irr. Co.
Co. Jim Chaney

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS
INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO
THE CLAIMANT ALONG WITH THE APPROPRIATE COVER
LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

JD #11

March 28, 1983

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed.

By

Ernest Carlson

Date

April 11, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

[Signature]

Date

4-29-83

IDENT. NO. 11 4224

WATER RIGHT
DATA ENTRY LOG

[illegible]

October 22, 1982

Jim Craney
Alton,
Idaho

Dear Jim:

Enclosed is a claim to a water right which has been completed for your convenience.

I discussed the matter with Jim Hohnson concerning Lic. #11-2154. Unfortunately, nothing can be done to change the license as issued due to limitations on the original permit.

The enclosed claim to a water right will record the original use of water from the reservoir from the date of its construction. The pond list was taken from the decree for Sheep Creek and should be the same on your decree. I have also enclosed an extra map of the property which need not be re-submitted with the claim.

Please feel free to change anything you feel is incorrect. Also, the claim must be signed in the presence of a notary public and a filing fee of \$30.00 is required.

Please remember the claim will not be accepted by the Department if it is submitted after June 30, 1983.

If you have any questions, please feel free to contact me.

Sincerely,

STEVE McCORMICK
Sr. Resource Analyst

SM:BP

Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

MARCH 2, 1983

The News-Examiner
P. O. Box 278
Montpelier, Idaho 83254

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before MARCH 28, 1983.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402.

KEN DUNN, Dir.

Published 3/10 & 3/17/83.

11-4224

SHEEP CREEK IRRIGATION CO.

ALTON. ID 83254

Source: SHEEP CREEK trib. to BEAR RIVER

Priority Date: 05/21/1948

Diversion Pt: SESW Sec 36 T 13S R 45E

Use: IRRIGATION STORAGE (170.0 AF)
IRRIGATION FROM STORAGE (960.0 AF)
STOCKWATER (3.00 CFS)

In: NENW NWNW SWNW NWSW SWSW Sec 01 T 14S R 45E NENE SENE NESE SESE
Sec 02 T 14S R 45E NWNW SWNW NWSW SWSW Sec 12 T 14S R 45E NENE SENE NESE
SESE Sec 11 T 14S R 45E NWNW SWSW Sec 13 T 14S R 45E NENE NWNE SWNE SENE
NESE NWSE Sec 14 T 14S R 45E FOR 960 ACRES